In the House of Representatives, U. S.,

December 6, 2006.

Resolved, That the bill from the Senate (S. 843) entitled "An Act to amend the Public Health Service Act to combat autism through research, screening, intervention and education", do pass with the following

AMENDMENT:

Strike out all after the enacting clause and insert: SECTION 1. SHORT TITLE. 2 This Act may be cited as the "Combating Autism Act 3 of 2006". SEC. 2. CENTERS OF EXCELLENCE: IMPROVING AUTISM-RE-5 LATED RESEARCH. 6 (a) Centers of Excellence Regarding Research ON AUTISM.—Section 409C of the Public Health Service Act 7 (42 U.S.C.284q) is amended— 8 (1) in the section heading, by striking "AUTISM" 9 10 and inserting "AUTISM SPECTRUM DISORDER"; (2) by striking the term "autism" each place 11 12 such term appears (other than the section heading) 13 and inserting "autism spectrum disorder"; and 14 (3) in subsection (a)—

1	(A) by redesignating paragraph (2) as
2	paragraph (3); and
3	(B) by striking paragraph (1) and inserting
4	$the\ following:$
5	"(1) Expansion of activities.—The Director
6	of NIH (in this section referred to as the 'Director')
7	shall, subject to the availability of appropriations, ex-
8	pand, intensify, and coordinate the activities of the
9	National Institutes of Health with respect to research
10	on autism spectrum disorder, including basic and
11	clinical research in fields including pathology, devel-
12	opmental neurobiology, genetics, epigenetics, pharma-
13	cology, nutrition, immunology, neuroimmunology,
14	neurobehavioral development, endocrinology, gastro-
15	enterology, and toxicology. Such research shall inves-
16	tigate the cause (including possible environmental
17	causes), diagnosis or rule out, early detection, preven-
18	tion, services, supports, intervention, and treatment of
19	autism spectrum disorder.
20	"(2) Consolidation.—The Director may con-
21	solidate program activities under this section if such
22	consolidation would improve program efficiencies and

outcomes.".

1	(b) Centers of Excellence Generally.—Part A
2	of title IV of the Public Health Service Act (42 U.S.C. 281
3	et seq.) is amended by adding at the end the following:
4	"SEC. 404H. REVIEW OF CENTERS OF EXCELLENCE.
5	"(a) In General.—Not later than April 1, 2008, and
6	periodically thereafter, the Secretary, acting through the
7	Director of NIH, shall conduct a review and submit a re-
8	port to the appropriate committees of the Congress on the
9	centers of excellence.
10	"(b) Report Contents.—Each report under sub-
11	section (a) shall include the following:
12	"(1) Evaluation of the performance and research
13	outcomes of each center of excellence.
14	"(2) Recommendations for promoting coordina-
15	tion of information among centers of excellence.
16	"(3) Recommendations for improving the effec-
17	tiveness, efficiency, and outcomes of the centers of ex-
18	cellence.
19	"(c) Definition.—In this section, the term 'center of
20	excellence' means an entity receiving funding under this

21 title in its capacity as a center of excellence.".

1	SEC. 3. DEVELOPMENTAL DISABILITIES SURVEILLANCE
2	AND RESEARCH PROGRAM.
3	(a) In General.—Title III of the Public Health Serv-
4	ice Act (42 U.S.C. 241 et seq.) is amended by adding at
5	the end the following:
6	"PART R—PROGRAMS RELATING TO AUTISM
7	"SEC. 399AA. DEVELOPMENTAL DISABILITIES SURVEIL-
8	LANCE AND RESEARCH PROGRAM.
9	"(a) Autism Spectrum Disorder and Other De-
10	VELOPMENTAL DISABILITIES.—
11	"(1) In General.—The Secretary, acting
12	through the Director of the Centers for Disease Con-
13	trol and Prevention, may award grants or cooperative
14	agreements to eligible entities for the collection, anal-
15	ysis, and reporting of State epidemiological data on
16	autism spectrum disorder and other developmental
17	disabilities. An eligible entity shall assist with the de-
18	velopment and coordination of State autism spectrum
19	disorder and other developmental disability surveil-
20	lance efforts within a region. In making such awards,
21	the Secretary may provide direct technical assistance
22	in lieu of cash.
23	"(2) Data standards.—In submitting epide-
24	miological data to the Secretary pursuant to para-
25	graph (1), an eligible entity shall report data accord-
26	ing to guidelines prescribed by the Director of the

- Centers for Disease Control and Prevention, after consultation with relevant State and local public health officials, private sector developmental disability researchers, and advocates for individuals with autism spectrum disorder or other developmental disabilities.
- "(3) Eligibility.—To be eligible to receive an award under paragraph (1), an entity shall be a pub-lic or nonprofit private entity (including a health de-partment of a State or a political subdivision of a State, a university, or any other educational institu-tion), and submit to the Secretary an application at such time, in such manner, and containing such in-formation as the Secretary may require.
- 14 "(b) Centers of Excellence in Autism Spectrum 15 Disorder Epidemiology.—
 - "(1) In General.—The Secretary, acting through the Director of the Centers for Disease Control and Prevention, shall, subject to the availability of appropriations, award grants or cooperative agreements for the establishment of regional centers of excellence in autism spectrum disorder and other developmental disabilities epidemiology for the purpose of collecting and analyzing information on the number, incidence, correlates, and causes of autism spectrum disorder and other developmental disabilities.

"(2) REQUIREMENTS.—To be eligible to receive a
grant or cooperative agreement under paragraph (1),
an entity shall submit to the Secretary an application containing such agreements and information as
the Secretary may require, including an agreement
that the center to be established under the grant or cooperative agreement shall operate in accordance with
the following:

"(A) The center will collect, analyze, and report autism spectrum disorder and other developmental disability data according to guidelines prescribed by the Director of the Centers for Disease Control and Prevention, after consultation with relevant State and local public health officials, private sector developmental disability researchers, and advocates for individuals with developmental disabilities.

"(B) The center will develop or extend an area of special research expertise (including genetics, epigenetics, and epidemiological research related to environmental exposures), immunology, and other relevant research specialty areas.

"(C) The center will identify eligible cases and controls through its surveillance system and

1	conduct research into factors which may cause or
2	increase the risk of autism spectrum disorder
3	and other developmental disabilities.
4	"(c) Federal Response.—The Secretary shall co-
5	ordinate the Federal response to requests for assistance from
6	State health, mental health, and education department offi-
7	cials regarding potential or alleged autism spectrum dis-
8	order or developmental disability clusters.
9	"(d) Definitions.—In this part:
10	"(1) Other developmental disabilities.—
11	The term 'other developmental disabilities' has the
12	meaning given the term 'developmental disability' in
13	section 102(8) of the Developmental Disabilities As-
14	sistance and Bill of Rights Act of 2000 (42 U.S.C.
15	15002(8)).
16	"(2) State.—The term 'State' means each of the
17	several States, the District of Columbia, the Common-
18	wealth of Puerto Rico, American Samoa, Guam, the
19	Commonwealth of the Northern Mariana Islands, the
20	Virgin Islands, and the Trust Territory of the Pacific
21	Is lands.
22	"(e) Sunset.—This section shall not apply after Sep-
23	tember 30, 2011.

1	"SEC. 399BB. AUTISM EDUCATION, EARLY DETECTION, AND
2	INTERVENTION.
3	"(a) Purpose.—It is the purpose of this section—
4	"(1) to increase awareness, reduce barriers to
5	screening and diagnosis, promote evidence-based
6	interventions for individuals with autism spectrum
7	disorder or other developmental disabilities, and train
8	professionals to utilize valid and reliable screening
9	tools to diagnose or rule out and provide evidence-
10	based interventions for children with autism spectrum
11	disorder and other developmental disabilities; and
12	"(2) to conduct activities under this section with
13	a focus on an interdisciplinary approach (as defined
14	in programs developed under section 501(a)(2) of the
15	Social Security Act) that will also focus on specific
16	issues for children who are not receiving an early di-
17	agnosis and subsequent interventions.
18	"(b) In General.—The Secretary shall, subject to the
19	availability of appropriations, establish and evaluate ac-
20	tivities to—
21	"(1) provide information and education on au-
22	tism spectrum disorder and other developmental dis-
23	abilities to increase public awareness of developmental
24	milestones;
25	"(2) promote research into the development and
26	validation of reliable screening tools for autism spec-

- trum disorder and other developmental disabilities
 and disseminate information regarding those screen ing tools;
 - "(3) promote early screening of individuals at higher risk for autism spectrum disorder and other developmental disabilities as early as practicable, given evidence-based screening techniques and interventions;
 - "(4) increase the number of individuals who are able to confirm or rule out a diagnosis of autism spectrum disorder and other developmental disabilities;
 - "(5) increase the number of individuals able to provide evidence-based interventions for individuals diagnosed with autism spectrum disorder or other developmental disabilities; and
 - "(6) promote the use of evidence-based interventions for individuals at higher risk for autism spectrum disorder and other developmental disabilities as early as practicable.

21 "(c) Information and Education.—

"(1) In General.—In carrying out subsection (b)(1), the Secretary, in collaboration with the Secretary of Education and the Secretary of Agriculture, shall, subject to the availability of appropriations,

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1	provide culturally competent information regarding
2	autism spectrum disorder and other developmental
3	disabilities, risk factors, characteristics, identifica-
4	tion, diagnosis or rule out, and evidence-based inter-
5	ventions to meet the needs of individuals with autism
6	spectrum disorder or other developmental disabilities
7	and their families through—
8	"(A) Federal programs, including—
9	"(i) the Head Start program;
10	"(ii) the Early Start program;
11	"(iii) the Healthy Start program;
12	"(iv) programs under the Child Care
13	and Development Block Grant Act of 1990;
14	"(v) programs under title XIX of the
15	Social Security Act (particularly the Med-
16	icaid Early and Periodic Screening, Diag-
17	$nosis\ and\ Treatment\ Program);$
18	"(vi) the program under title XXI of
19	the Social Security Act (the State Chil-
20	dren's Health Insurance Program);
21	"(vii) the program under title V of the
22	Social Security Act (the Maternal and
23	Child Health Block Grant Program);

1	"(viii) the program under parts B and
2	C of the Individuals with Disabilities Edu-
3	$cation\ Act;$
4	"(ix) the special supplemental nutri-
5	tion program for women, infants, and chil-
6	dren established under section 17 of the
7	Child Nutrition Act of 1966 (42 U.S.C.
8	1786); and
9	"(x) the State grant program under the
10	Rehabilitation Act of 1973.
11	"(B) State licensed child care facilities; and
12	"(C) other community-based organizations
13	or points of entry for individuals with autism
14	spectrum disorder and other developmental dis-
15	abilities to receive services.
16	"(2) Lead agency.—
17	"(A) Designation.—As a condition on the
18	provision of assistance or the conduct of activi-
19	ties under this section with respect to a State,
20	the Secretary may require the Governor of the
21	State—
22	"(i) to designate a public agency as a
23	lead agency to coordinate the activities pro-
24	vided for under paragraph (1) in the State
25	at the State level; and

1	"(ii) acting through such lead agency,
2	to make available to individuals and their
3	family members, guardians, advocates, or
4	authorized representatives; providers; and
5	other appropriate individuals in the State,
6	comprehensive culturally competent infor-
7	mation about State and local resources re-
8	garding autism spectrum disorder and other
9	developmental disabilities, risk factors,
10	characteristics, identification, diagnosis or
11	rule out, available services and supports,
12	and evidence-based interventions.
13	"(B) Requirements of Agency.—In des-
14	ignating the lead agency under subparagraph
15	(A)(i), the Governor shall—
16	"(i) select an agency that has dem-
17	onstrated experience and expertise in—
18	"(I) autism spectrum disorder
19	and other developmental disability
20	issues; and
21	"(II) developing, implementing,
22	conducting, and administering pro-
23	grams and delivering education, infor-
24	mation, and referral services (includ-
25	ing technology-based curriculum-devel-

1	opment services) to individuals with
2	developmental disabilities and their
3	family members, guardians, advocates
4	or authorized representatives, pro-
5	viders, and other appropriate individ-
6	uals locally and across the State; and
7	"(ii) consider input from individuals
8	with developmental disabilities and their
9	family members, guardians, advocates or
10	authorized representatives, providers, and
11	$other\ appropriate\ individuals.$
12	"(C) Information under
13	subparagraph $(A)(ii)$ $shall$ be $provided$
14	through—
15	$``(i)\ toll\mbox{-}free\ telephone\ numbers;$
16	"(ii) Internet websites;
17	"(iii) mailings; or
18	"(iv) such other means as the Governor
19	may require.
20	"(d) Tools.—
21	"(1) In General.—To promote the use of valid
22	and reliable screening tools for autism spectrum dis-
23	order and other developmental disabilities, the Sec-
24	retary shall develop a curriculum for continuing edu-
25	cation to assist individuals in recognizing the need

1	for valid and reliable screening tools and the use of
2	such tools.
3	"(2) Collection, Storage, Coordination, and
4	AVAILABILITY.—The Secretary, in collaboration with
5	the Secretary of Education, shall provide for the col-
6	lection, storage, coordination, and public availability
7	of tools described in paragraph (1), educational mate-
8	rials and other products that are used by the Federal
9	programs referred to in subsection $(c)(1)(A)$, as well
10	as—
11	"(A) programs authorized under the Devel-
12	opmental Disabilities Assistance and Bill of
13	Rights Act of 2000;
14	"(B) early intervention programs or inter-
15	agency coordinating councils authorized under
16	part C of the Individuals with Disabilities Edu-
17	cation Act; and
18	"(C) children with special health care needs
19	programs authorized under title V of the Social
20	Security Act.
21	"(3) Required sharing.—In establishing
22	mechanisms and entities under this subsection, the
23	Secretary, and the Secretary of Education, shall en-
24	sure the sharing of tools, materials, and products de-

veloped under this subsection among entities receiving
funding under this section.

"(e) Diagnosis.—

"(1) Training.—The Secretary, in coordination with activities conducted under title V of the Social Security Act, shall, subject to the availability of appropriations, expand existing interdisciplinary training opportunities or opportunities to increase the number of sites able to diagnose or rule out individuals with autism spectrum disorder or other developmental disabilities and ensure that—

"(A) competitive grants or cooperative agreements are awarded to public or nonprofit agencies, including institutions of higher education, to expand existing or develop new maternal and child health interdisciplinary leadership education in neurodevelopmental and related disabilities programs (similar to the programs developed under section 501(a)(2) of the Social Security Act) in States that do not have such a program;

"(B) trainees under such training programs—

1	"(i) receive an appropriate balance of
2	academic, clinical, and community oppor-
3	tunities;
4	"(ii) are culturally competent;
5	"(iii) are ethnically diverse;
6	"(iv) demonstrate a capacity to evalu-
7	ate, diagnose or rule out, develop, and pro-
8	vide evidence-based interventions to individ-
9	uals with autism spectrum disorder and
10	other developmental disabilities; and
11	"(v) demonstrate an ability to use a
12	family-centered approach; and
13	"(C) program sites provide culturally com-
14	petent services.
15	"(2) Technical assistance.—The Secretary
16	may award one or more grants under this section to
17	provide technical assistance to the network of inter-
18	disciplinary training programs.
19	"(3) Best practices.—The Secretary shall pro-
20	mote research into additional valid and reliable tools
21	for shortening the time required to confirm or rule
22	out a diagnosis of autism spectrum disorder or other
23	developmental disabilities and detecting individuals
24	with autism spectrum disorder or other developmental
25	disabilities at an earlier age.

1	"(f) Intervention.—The Secretary shall promote re-
2	search, through grants or contracts, to determine the evi-
3	dence-based practices for interventions for individuals with
4	autism spectrum disorder or other developmental disabil-
5	ities, develop guidelines for those interventions, and dis-
6	seminate information related to such research and guide-
7	lines.
8	"(g) Sunset.—This section shall not apply after Sep-
9	tember 30, 2011.
10	"SEC. 399CC. INTERAGENCY AUTISM COORDINATING COM-
11	MITTEE.
12	"(a) Establishment.—The Secretary shall establish
13	a committee, to be known as the Interagency Autism Co-
14	ordinating Committee' (in this section referred to as the
15	'Committee'), to coordinate all efforts within the Depart-
16	ment of Health and Human Services concerning autism
17	spectrum disorder.
18	"(b) Responsibilities.—In carrying out its duties
19	under this section, the Committee shall—
20	"(1) develop and annually update a summary of
21	advances in autism spectrum disorder research re-
22	lated to causes, prevention, treatment, early screening,
23	diagnosis or rule out, intervention, and access to serv-
24	ices and supports for individuals with autism spec-

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 $trum\ disorder;$

1	"(2) monitor Federal activities with respect to					
2	autism spectrum disorder;					
3	"(3) make recommendations to the Secretary re-					
4	garding any appropriate changes to such activities,					
5	including recommendations to the Director of NIH					
6	with respect to the strategic plan developed under					
7	paragraph (5);					
8	"(4) make recommendations to the Secretary re-					
9	garding public participation in decisions relating to					
10	autism spectrum disorder;					
11	"(5) develop and annually update a strategic					
12	plan for the conduct of, and support for, autism spec-					
13	trum disorder research, including proposed budgetary					
14	requirements; and					
15	"(6) submit to the Congress such strategic plan					
16	and any updates to such plan.					
17	"(c) Membership.—					
18	"(1) In General.—The Committee shall be com-					
19	posed of—					
20	"(A) the Director of the Centers for Disease					
21	Control and Prevention;					
22	"(B) the Director of the National Institutes					
23	of Health, and the Directors of such national re-					
24	search institutes of the National Institutes of					
25	Health as the Secretary determines appropriate;					

1	"(C) the heads of such other agencies as the					
2	Secretary determines appropriate;					
3	"(D) representatives of other Federal Gov-					
4	ernmental agencies that serve individuals with					
5	autism spectrum disorder such as the Depart-					
6	ment of Education; and					
7	"(E) the additional members appointed					
8	under paragraph (2).					
9	"(2) Additional members.—Not fewer than					
10	members of the Committee, or 1/3 of the total members					
11	ship of the Committee, whichever is greater, shall b					
12	composed of non-Federal public members to be ap					
13	pointed by the Secretary, of which—					
14	"(A) at least one such member shall be an					
15	individual with a diagnosis of autism spectrum					
16	disorder;					
17	"(B) at least one such member shall be a					
18	parent or legal guardian of an individual with					
19	an autism spectrum disorder; and					
20	"(C) at least one such member shall be a					
21	representative of leading research, advocacy, and					
22	service organizations for individuals with autism					
23	$spectrum\ disorder.$					

1	"(d) Administrative Support; Terms of Service					
2	Other Provisions.—The following provisions shall apply					
3	with respect to the Committee:					
4	"(1) The Committee shall receive necessary an					
5	appropriate administrative support from the Sec					
6	retary.					
7	"(2) Members of the Committee appointed under					
8	subsection $(c)(2)$ shall serve for a term of 4 years, an					
9	may be reappointed for one or more additional 4 year					
10	term. Any member appointed to fill a vacancy for a					
11	1 unexpired term shall be appointed for the remaind					
12	2. of such term. A member may serve after the expire					
13	tion of the member's term until a successor has take					
14	of fice.					
15	"(3) The Committee shall meet at the call of the					
16	chairperson or upon the request of the Secretary. The					
17	Committee shall meet not fewer than 2 times each					
18	year.					
19	"(4) All meetings of the Committee shall be pub-					
20	lic and shall include appropriate time periods for					
21	questions and presentations by the public.					
22	"(e) Subcommittees; Establishment and Mem-					
23	BERSHIP.—In carrying out its functions, the Committee					
24	may establish subcommittees and convene workshops and					
25	conferences. Such subcommittees shall be composed of Com-					

						
1	mittee members and may hold such meetings as are nec-					
2	2 essary to enable the subcommittees to carry out their duti					
3	3 "(f) Sunset.—This section shall not apply after Se					
4	tember 30, 2011, and the Committee shall be terminated					
5	on such date.					
6	"SEC. 399DD. REPORT TO CONGRESS.					
7	"(a) In General.—Not later than 4 years after the					
8	date of enactment of the Combating Autism Act of 2006,					
9	the Secretary, in coordination with the Secretary of Edu-					
10	cation, shall prepare and submit to the Health, Education,					
11	Labor, and Pensions Committee of the Senate and the En-					
12	2. ergy and Commerce Committee of the House of Represente					
13	tives a progress report on activities related to autism spec					
14	trum disorder and other developmental disabilities.					
15	"(b) Contents.—The report submitted under sub-					
16	section (a) shall contain—					
17	"(1) a description of the progress made in imple-					
18	menting the provisions of the Combating Autism Act					
19	of 2006;					
20	"(2) a description of the amounts expended on					
21	the implementation of the particular provisions of					
22	Combating Autism Act of 2006;					
23	"(3) information on the incidence of autism					

spectrum disorder and trend data of such incidence

- 1 since the date of enactment of the Combating Autism 2 Act of 2006;
 - "(4) information on the average age of diagnosis for children with autism spectrum disorder and other disabilities, including how that age may have changed over the 4-year period beginning on the date of enactment of this Act;
 - "(5) information on the average age for intervention for individuals diagnosed with autism spectrum disorder and other developmental disabilities, including how that age may have changed over the 4-year period beginning on the date of enactment of this Act;
 - "(6) information on the average time between initial screening and then diagnosis or rule out for individuals with autism spectrum disorder or other developmental disabilities, as well as information on the average time between diagnosis and evidence-based intervention for individuals with autism spectrum disorder or other developmental disabilities;
 - "(7) information on the effectiveness and outcomes of interventions for individuals diagnosed with autism spectrum disorder, including by various subtypes, and other developmental disabilities and how the age of the child may affect such effectiveness;

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1	"(8) information on the effectiveness and out-					
2	comes of innovative and newly developed intervention					
3	strategies for individuals with autism spectrum dis					
4	order or other developmental disabilities; and					
5	"(9) information on services and supports pr					
6	vided to individuals with autism spectrum disord					
7	7 and other developmental disabilities who have reach					
8	the age of majority (as defined for purposes of section					
9	615(m) of the Individuals with Disabilities Educatio					
10	Act (20 U.S.C. 1415(m)).".					
11	(b) Repeals.—The following sections of the Children's					
12	Health Act of 2000 (Public Law 106–310) are repealed:					
13	(1) Section 102 (42 U.S.C. 247b-4b), relating t					
14	the Developmental Disabilities Surveillance and Re					
15	search Program.					
16	(2) Section 103 (42 U.S.C. 247b-4c), relating to					
17	information and education.					
18	(3) Section 104 (42 U.S.C. 247b-4d), relating to					
19	the Inter-Agency Autism Coordinating Committee.					
20	(4) Section 105 (42 U.S.C. 247b-4e), relating to					
21	reports.					
22	SEC. 4. AUTHORIZATION OF APPROPRIATIONS.					
23	(a) In General.—Part R of title III of the Public					
24	Health Service Act, as added by section 3, is amended by					
25	adding at the end the following:					

1 "SEC. 399EE. AUTHORIZATION OF APPROPRIATIONS.

- 2 "(a) Developmental Disabilities Surveillance
- 3 AND RESEARCH PROGRAM.—To carry out section 399AA,
- 4 there are authorized to be appropriated the following:
- 5 "(1) For fiscal year 2007, \$15,000,000.
- 6 "(2) For fiscal year 2008, \$16,500,000.
- 7 "(3) For fiscal year 2009, \$18,000,000.
- 8 "(4) or fiscal year 2010, \$19,500,000.
- 9 "(5) For fiscal year 2011, \$21,000,000.
- 10 "(b) Autism Education, Early Detection, and
- 11 Intervention.—To carry out section 399BB, there are au-
- 12 thorized to be appropriated the following:
- "(1) For fiscal year 2007, \$32,000,000.
- 14 "(2) For fiscal year 2008, \$37,000,000.
- 15 "(3) For fiscal year 2009, \$42,000,000.
- 16 "(4) For fiscal year 2010, \$47,000,000.
- 17 "(5) For fiscal year 2011, \$52,000,000.
- 18 "(c) Interagency Autism Coordinating Com-
- 19 mittee; Certain Other Programs.—To carry out sec-
- 20 tion 399CC, 409C, and section 404H, there are authorized
- 21 to be appropriated the following:
- 22 "(1) For fiscal year 2007, \$100,000,000.
- 23 "(2) For fiscal year 2008, \$114,500,000.
- 24 "(3) For fiscal year 2009, \$129,000,000.
- 25 "(4) For fiscal year 2010, \$143,500,000.
- 26 "(5) For fiscal year 2011, \$158,000,000.".

- 1 (b) Conforming Amendment.—Section 409C of the
- 2 Public Health Service Act (42 U.S.C. 284g) is amended by
- $3 \ \ \textit{striking subsection (e) (relating to funding)}.$

Attest:

Clerk.

109TH CONGRESS S. 843 AMENDMENT